

BEFORE THE BOARD OF COUNTY COMMISSIONERS

LEWIS COUNTY, WASHINGTON

APPROVING AN INTERLOCAL AGREEMENT }
BETWEEN LEWIS COUNTY AND LEWIS }
COUNTY CONSERVATION DISTRICT }
REGARDING THE USE OF THE COUNTY }
SMALL WORKS ROSTER }

RESOLUTION NO. 05-196

WHEREAS, Lewis County Conservation District has prepared an Interlocal Agreement with Lewis County, both municipal corporations of the State of Washington, for the use of the Lewis County Small Works Roster; and

WHEREAS, the Board of County Commissioners had an opportunity to review the attached Interlocal Agreement; and

WHEREAS, it appears to be in the best public interest to authorize the execution of said Interlocal Agreement for Lewis County; NOW, THEREFORE,

BE IT RESOLVED, that the aforesaid Inter-local Agreement is hereby approved and the Board of County Commissioners is authorized to sign the same.

DONE IN OPEN SESSION this 11 day of July, 2005

ATTEST:

Sheila Ungefer
Karisa Duffey, Clerk of the Board
of County Commissioners

BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON

APPROVED AS TO FORM

Douglas P. Roth
JEREMY RANDOLPH
Prosecuting Attorney

By [Signature]
Civil Deputy

Dennis Hadgeller
Chairman

Richard P. [Signature]
Member

[Signature]
Member

INTERLOCAL AGREEMENT

BETWEEN LEWIS COUNTY CONSERVATION DISTRICT

AND

LEWIS COUNTY

This Interlocal Agreement is a binding agreement by and between the Lewis County Conservation District hereinafter called LCCD, and Lewis County, hereinafter called COUNTY.

Small Works Roster – Conservation Districts have an alternative to competitive bid procedures available to them for public works projects by utilizing provisions established in RCW 39.04.155. This statute establishes stipulations for use of small works roster process by certain units of local government for public works projects \$200,000.00 or less.

The small works roster process utilizes a competition following notification to some or all public works roster contractors who have requested placement on a roster kept by the local government unit. This differs from competitive bids in which there is a competition following advertisement in designated legal newspapers and other media that is open to all public works contractors.

A small works roster lists contractors who have requested placement on the roster and who are properly licensed or registered to perform work in the state of Washington.

Use of Small Works Rosters by Conservation Districts – Although not eligible under RCW 39.04.155 to create their own small works roster, conservation districts are given the ability under the statute, as a sub-division of state government, to use the small works roster of an eligible government unit through a negotiated, interlocal agreement.

COUNTY AGREES TO:

Have implemented and maintain their small works roster by following the provisions in RCW 39.04.

LCCD AGREES TO:

IT IS MUTUALLY AGREED THAT:

COUNTY has sole discretion in determining the procedures, content, and form of the small works roster so that it complies with RCW 39.04.

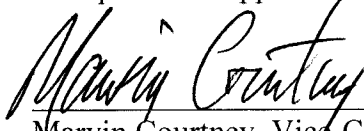
This Interlocal Agreement may be modified or terminated by written mutual consent of both parties. This agreement may be terminated by either party by providing thirty (30) days written notice to the other party.

This Interlocal Agreement shall not relieve either party of any obligation or responsibility imposed upon it by law.

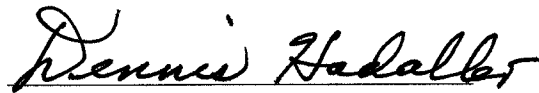
Each party shall protect and hold harmless the other party from and against all claims, suits, or actions arising from any negligent act or omission of that party's employees, agents and/or authorized subcontractor(s) while performing under the terms of this agreement. Each party shall indemnify the other party to the extent of damages, costs, and/or losses to third parties arising from their negligent acts or omissions or that of their employees, agents, and/or authorized subcontractors in performance of this agreement.

This Interlocal Agreement becomes effective on the date of the final approved signature and shall remain in effect until terminated by either the LCCD or the COUNTY.

Accepted and Approved by:


Marvin Courtney, Vice-Chair
Lewis County Conservation District

Date 6-29-05



Dennis Hadaller, Chair
Board of Lewis County Commissioners

Date 7-18-05